

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CIVIL APPLICATION No 1559 of 1983

For Approval and Signature:

Hon'ble MR.JUSTICE S.K.KESHOTE

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1. Whether Reporters of Local Papers may be allowed to see the judgements?
2. To be referred to the Reporter or not?
3. Whether Their Lordships wish to see the fair copy of the judgement?
4. Whether this case involves a substantial question of law as to the interpretation of the Constitution of India, 1950 of any Order made thereunder?
5. Whether it is to be circulated to the Civil Judge?

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D K PARMAR

Versus

STATE OF GUJARAT

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Appearance:

MR PV HATHI for Petitioners

MR HL JANI for Respondent No.1, 2 & 3

None present for other Respondents

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CORAM : MR.JUSTICE S.K.KESHOTE

Date of decision: 12/11/97

ORAL JUDGEMENT

#. This is another matter which pertains to seniority dispute. The petitioners were recruited as Senior Clerks in December 1961, January 1962 and January 1963 in the office of Director of Agriculture, Ahmedabad, and then they were allocated to the Rajkot Division after their recruitment by the second respondent, i.e. Director of Agriculture, Ahmedabad. A dispute has been raised against the seniority list of Senior Clerks, as what the petitioners contended that the said seniority list has been prepared contrary to the statutory rules framed for

the purpose and known as Senior Clerks (in the Subordinate Services of the Directorate of Agriculture) Seniority Rules, 1980.

#. Yesterday, I have decided two Special Civil Applications of the Agricultural Supervisors in the Department of Agriculture, wherein grievance regarding seniority has been raised and a high powered committee was ordered to be constituted to decide their dispute. This matter also pertains to the seniority dispute of Senior Clerks of the same Department and as such, interest of justice will be met in case this matter is also considered by the high powered committee which will be constituted by the Chief Secretary to the Government of Gujarat, in pursuance of the order of this Court dated 11.11.97, made in Special Civil Application No.247 of 1983 with Special Civil Application No.8389 of 1988. This Special Civil Application stands disposed of in terms that a high powered committee as constituted by the Chief Secretary, as ordered to be constituted in the aforesaid cases, may also consider the cases of the petitioners for their grievance of seniority and decide the same within a period of six months from the date of receipt of writ of this order. In case the grievances of the petitioners are not acceptable, a reasoned order may be passed and a copy of the same may be sent to the petitioners by registered post A.D. In case of difficulty, liberty for revival of this Special Civil Application merely on filing a note, is granted. Rule stands disposed of in aforesaid terms. No order as to costs.